

REMARKS

Summary of the Office Action

Claims 4 stands rejected under 35 U.S.C § 102(b) as allegedly being anticipated by USPN 3,817,648 to *Miller*.

Claim 5 stands rejected under 35 U.S.C § 102(b) as allegedly being anticipated by Re. 26,623 to *Erikson*.

Claims 2, 3, and 6 stand allowed.

Summary of the Response to the Office Action

Applicants have cancelled claims 4 and 5 without prejudice or disclaimer. Accordingly, claims 2, 3, and 6 are presently pending with claims 2, 3, and 6 being allowed.

All Subject Matter Complies with 35 U.S.C. § 102(b)

The rejections of claim 4 under 35 U.S.C § 102(b) as allegedly being anticipated by USPN 3,817,648 to *Miller*, and claim 5 under 35 U.S.C § 102(b) as allegedly being anticipated by Re. 26,623 to *Erikson*, are moot in light of their cancellation.

Applicants have cancelled claims 4 and 5 without prejudice or disclaimer. Accordingly, it is respectfully requested that all rejections under 35 U.S.C. § 102(b) be withdrawn.

CONCLUSION


In view of the foregoing, it is believed that all claims are allowed and a Notice of Allowance is in order and is respectfully requested.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time under 37 C.F.R. § 1.136 not accounted for above, such an extension is requested and the fee should also be charged to our Deposit Account.

EXCEPT for issue fees payable under 37 C.F.R. § 2.28, the Commission is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to our Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 
David E. Connor
Reg. No. 59,868

Dated: January 30, 2007

CUSTOMER NO. 09629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 739-3000
Facsimile: (202) 739-3001